

Message Text

UNCLASSIFIED

PAGE 01 USUN N 04060 190311Z

51

ACTION L-03

INFO OCT-01 EUR-25 IO-14 ISO-00 AF-10 ARA-16 EA-11 NEA-10

RSC-01 OIC-04 SY-10 CPR-02 SS-20 NSC-10 H-03 PA-04

PRS-01 USIA-15 CIAE-00 INR-10 NSAE-00 DRC-01 /171 W

----- 018273

R 190216Z OCT 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 0342

INFO AMEMBASSY LONDON

UNCLAS USUN 4060

E.O. 11652: N/A

TAGS: UNGA PINS

SUBJ: UNGA: LEGAL COMMITTEE - PROTECTION OF DIPLOMATS

1. AFTER BRIEF DISCUSSION OF ARTICLE 6 OF CONVENTION ON PROTECTION OF DIPLOMATS IN LEGAL COMITE OCT 18, ARTICLE 6 AS WELL AS AMENDMENT CIRCULATED AND INTRODUCED BY SWEDEN OCT 18 TRANSMITTED TO DRAFTING COMITE. TEXT OF SWEDISH AMENDMENT TRANSMITTED PARA 5 BELOW.

2. AFTER DISCUSSION OF ARTICLE 7 OF CONVENTION ON PROTECTION OF DIPLOMATS, PARAS 1-3 OF ARTICLE 7 AS WELL AS FIRST TWO DANISH AMENDMENTS (TRANSMITTED PARA 2 BELOW) SENT TO DRAFTING COMMITTEE. PARA 4 OF ARTICLE 7 AS WELL AS THIRD DANISH AMENDMENT (TRANSMITTED PARA 2 BELOW) AND JAPANESE AMENDMENT (NTRANSMITTED PARA 3 BELOW) CONSIDERED TO BE LINKED TO DECISIONS THAT HAD YET TO BE MADE ON ARTICLE 2 AND WORK ON THIS PARA AND THESE AMENDMENTS THEREFORE HELD IN ABEYANCE UNTIL LEGAL COMITE CONCLUDES FIRST READING ARTICLE 2. ARTICLE 8 ALSO SENT TO DRAFTING COMMITTEE AFTER BRIEF DISCUSSION, WITH NO AMENDMENTS SUBMITTED.

3. FOLLOWING IS TEXT OF DANISH AMENDMENT TO ARTICLE 7, CIRCULATED OCT 18 (A/C.6/L.932):

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 USUN N 04060 190311Z

BEGIN TEXT:

DRAFT CONVENTION ON THE PREVENTION AND PUNISHMENT OF
CRIMES AGAINST DIPLOMATIC AGENTS AND OTHER INTERNATIONALLY
PROTECTED PERSONS

ARTICLE 7

DENMARK: AMENDMENTS TO ARTICLE 7

1. PARAGRAPH 2

DELETE THE WORD "PROCEDURAL" BEFORE THE WORDS "PROVISIONS
OF THE LAW OF THE REQUESTED STATE".

2. PARAGRAPH 3

DELETE THE WORD "PROCEDURAL" BEFORE THE WORDS "PROVISIONS
OF THE LAW OF THE REQUESTED STATE".

3. PARAGRAPH 4

DELETE THE ENTIRE PARAGRAPH.

END TEXT

4. FOLLOWING IS TEXT OF JAPANESE AMENDMENT TO ARTICLE 7,
CIRCULATED OCT 18 (A/C.6/L.934):

BEGIN TEXT:

DRAFT CONVENTION ON THE PREVENTION AND PUNISHMENT
OF CRIMES AGAINST DIPLOMATIC AGENTS AND OTHER
INTERNATIONALLY PROTECTED PERSONS

ARTICLE 7

JAPAN: AMENDMENT TO ARTICLE 7

REPLACE PARAGRAPH 4 OF ARTICLE 7 BY:

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 USUN N 04060 190311Z

"4. EACH OF THE CRIMES SHALL BE TREATED, FOR THE PURPOSE
OF EXTRADITION BETWEEN STATES PARTY, AS IF IT HAD BEEN COMMITTED
NOT ONLY IN THE PLACE IN WHICH IT OCCURRED BUT ALSO
IN THE TERRITORIES OF THE STATES REQUIRED TO ESTABLISH
THEIR JURISDICTION IN ACCORDANCE WITH PARAGRAPH 1 (B)
AND (C) OF ARTICLE 2A."

END TEXT.

5. FOLLOWING IS TEXT OF SWEDISH AMENDMENT TO ARTICLE 6.
CIRCULATED OCT 18 (A/C.6/L.933):

BEGIN TEXT:

DRAFT CONVENTION ON THE PREVENTION AND PUNISHMENT
OF CRIMES AGAINST DIPLOMATIC AGENTS AND OTHER
INTERNATIONALLY PROTECTED PERSONS

ARTICLE 6

SWEDEN: AMENDMENT TO ARTICLE 6

END THE PRESENT SENTENCE OF ARTICLE 6 AFTER THE WORD
"PROSECUTION" WITH A FULL STOP AND SUBSTITUTE FOR THE PHRASE
"THROUGH PROCEEDINGS IN ACCORDANCE WITH THE LAWS OF THAT
STATE" A SECOND SENTENCE IN ARTICLE 6 WORDED AS FOLLOWS:

"THOSE AUTHORITIES SHALL TAKE THEIR DECISION IN THE SAME
MANNER AS IN THE CASE OF ANY ORDINARY OFFENCE OF A SERIOUS
NATURE UNDER THE LAWS OF THAT STATE."

IF THE AFOREMENTIONED AMENDMENT BE ADOPTED, ARTICLE 6
WOULD READ AS FOLLOWS:

"THE STATE PARTY IN WHOSE TERRITORY THE ALLEGED OFFENDER
IS PRESENT SHALL, IF IT DOES NOT EXTRADITE HIM, SUBMIT,
WITHOUT EXCEPTION WHATSOEVER AND WITHOUT UNDUE DELAY,
THE CASE TO ITS COMPETENT AUTHORITIES FOR THE PURPOSE
OF PROSECUTION. THOSE AUTHORITIES SHALL TAKE THEIR
DECISION IN THE SAME MANNER AS IN THE CASE OF ANY ORDINARY
OFFENCE OF A SERIOUS NATURE UNDER THE LAWS OF THAT STATE."
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 USUN N 04060 190311Z

END TEXT.
SCALI

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 19 OCT 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN04060
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731020/aaaaaokq.tel
Line Count: 157
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 05 DEC 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <05-Dec-2001 by bryansd0>; APPROVED <07 FEB 2002 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNGA: LEGAL COMMITTEE - PROTECTION OF DIPLOMATS
TAGS: PINS, UNGA
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005